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LAW OFFICES OF JONATHAN ALAN QUINE

By: *Shelly Carmon*

Atty Docket No: 407T-980420US #14

Client Ref: 98-041-3

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

**JOHN D. BAXTER, BEATRICE  
DARIMONT, WEIJUN FENG, ROBERT J.  
FLETTERICK, PETER J. KUSHNER,  
RICHARD L. WAGNER, BRIAN L. WEST,  
and KEITH R. YAMAMOTO**

Application No.: 09/281,717

Filed: 03/30/1999

For: **METHODS AND COMPOUNDS  
FOR MODULATING NUCLEAR  
RECEPTOR COACTIVATOR BINDING.**

Examiner: N. Ogihara

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JUL 11 2001

OFFICE OF PETITIONS

Art Unit: 1631

**PETITION FOR REVIVAL OF AN  
APPLICATION FOR PATENT  
ABANDONED  
UNINTENTIONALLY UNDER 37  
C.F.R. §1.137(b)**

Office of Petitions  
Assistant Commissioner of Patents  
Box DAC  
Washington, D.C. 20231

Dear Sir:

The above-identified patent application became abandoned for failure to timely file a proper reply to the Office Action mailed on December 13, 2000. The date of abandonment is March 13, 2001.

**Applicant hereby petitions for revival of the application under 37 C.F.R. §1.137(b).**

08/14/2001 GIBBS 00000015 500893 09281717

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OFFICE OF PETITIONS

In accordance with the requirements of 37 C.F.R. §1.137(b), Applicants note the following:

- 1) The petition fee as set forth in 37 C.F.R. §1.17(m) is enclosed herewith;
- 2) A reply to the Office Action in the form of a request for a Continuing Patent Application (CPA) is enclosed herewith;
- 3) This application was filed on March 30, 1999 (after June 8, 1995). Thus, no Terminal Disclaimer is required.
- 4) Applicants' attorney (the undersigned attorney) states that the entire delay in filing the required reply from the due date for the reply until the filing of this petition was unintentional. Applicants' attorney notes that this case was recently transferred to the present firm (The Law Offices of Jonathan Alan Quine) from the firm of Cooley Godward, LLP and that the abandonment occurred while the file was being re-docketed at the present firm.

In view of the foregoing, Applicants believes they have met the requirement for revival in accordance with 37 C.F.R. §1.137(b) and requests that this petition for revival be granted.

If a telephone conference would expedite this petition, the Examiner is invited to telephone the undersigned at (510) 337-8892.

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Respectfully submitted,



Tom Hunter  
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